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4 UNITED STATES DISTRICT COURT
5 WESTERN DISTRICT OF WASHINGTON
6 AT TACOMA

7 JASON CHRISTEN, a/k/a MALACHI
8 MACGREGOR-REIGN,

9 Plaintiff,

10 v.

11 WASHINGTON DEPARTMENT OF
12 CORRECTIONS, PAT GLEBE, DEVON
13 SCHRUM, DENNIS DAHNE, SHERI
14 OBENLAND, and JOHN AND JANE 1-10
15 DOES,

16 Defendants.

No. C10-5250 BHS/KLS

ORDER REGARDING PRODUCTION OF
PLAINTIFF'S CENTRAL FILE

17 By Order dated September 12, 2011, the Court denied Plaintiff's motion to compel the
18 production of his central file, subject to certain orders. ECF No. 43. The parties were directed to
19 file status reports with the Court explaining how photocopy costs are handled for indigent
20 prisoners. *Id.*

21 Plaintiff filed his status report on October 6, 2011, with copies of kites and responses to
22 his kites requesting guidance on the issue. ECF No. 45. When he submitted an Offender's Kite
23 to "Accounting" requesting whether he "can get a copy of [his] entire central file without
24 sufficient funds by incurring costs to [his] Inmate Debt", he was told by S. Billes [sic] on
25 September 28, 2011, that the "Department's policy is that debt will not be created as part of the
26 public disclosure process." *Id.* at 5. When he submitted an Offender's Kite to "Records"
requesting whether he "can get a copy of [his] central file by incurring the .20 [cents] per page

1 cost to [his] indigent debt. Is this possible?" Dana Horton answered that "[w]e cannot put
2 copies on your indigent debt. You can view the c/f is there something specific you are looking
3 for." *Id.* at 6.

4 Defendants submitted their status report one day later. ECF No. 46. According to
5 Defendants, Plaintiff is entitled to incur a debt for copies of legal pleadings if he lacks sufficient
6 funds to pay the required fee at the time of the request pursuant to DOC Policy 590.500 (Legal
7 Access for Offenders). *Id.* Defendants provide the following step-by-step process for Plaintiff to
8 receive copies of his central file by incurring a debt to his offender account:
9

10 The following documents must be sent to Karen Looney, Local Business Advisor:
11 1) a "kite" from the offender with instructions to Ms. Looney regarding the
12 request; 2) a completed DOC form 06-075, Offender Request to Transfer Funds;
13 and 3) a stamped envelope with the address of the attorney/entity to who the
14 Department is issuing the check. *Id.* Once these documents have been received,
15 they will be processed and payment will be remitted to the attorney/entity. *Id.*
16 The fees for the photocopies will then be recovered from the offender per DOC
17 Policy 200.000, Trust Accounts for Offenders. Exhibit 1, Attachment B, DOC
18 Policy 200.000, Trust Accounts for Offenders.

19 ECF No. 46, p. 2.

20 Accordingly, Plaintiff is directed to follow the steps provided by Defendants. In light of
21 the contradictory information Plaintiff received from the accounting and records departments,
22 Defendants are directed to advise the Plaintiff of the "address of the attorney/entity to who the
23 Department is issuing the check," and they should take steps necessary to ensure that Plaintiff
24 receives a copy of his central file after he has complied with this procedure.

25 **DATED** this 19th day of October, 2011.

26 
Karen L. Strombom
United States Magistrate Judge